

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

SENSITECH INC.AND DONALD W.
BERRIAN

Plaintiff,

v.

TIME & TEMPERATURE COMPANY,
d/b/a TIME 'N TEMPERATURE
CORPORATION

Defendant.

Civil Action No. 04-11483 (MLW)

**STIPULATION FOR EXTENSION OF TIME FOR DEFENDANT TIME 'N
TEMPERATURE TO ANSWER COMPLAINT**

WHEREAS, plaintiff Sensitech, Inc. ("Sensitech") filed the complaint in this action in the District Court for the District of Massachusetts on or about June 29, 2004 and served the same on Time 'N Temperature Company ("TNT") on or about July 3, 2004;

WHEREAS, TNT filed a motion to dismiss or in the alternative to transfer venue to the Central District of California on August 9, 2004;

WHEREAS, the District Court for the District of Massachusetts ruled on TNT's motion on April 28, 2005, wherein the Court ordered that the action be transferred to the Central District of California;

WHEREAS, pleadings must continue to be filed with the transferor court until

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such time as that court's file physically arrives at the transferee court (*Wilson v. City of San Jose*, 111 F.3d 688, 693 (9th Cir. 1997));

WHEREAS, the District of Massachusetts' physical file has yet to arrive in the Central District of California;

WHEREAS, the parties agree that judicial efficiency would best be served if TNT's answer or other responsive pleading to the complaint is filed in the transferee court, Sensitech has agreed to extend by 20 days or until June 6, 2005, TNT's deadline to answer or otherwise respond to the complaint.

STIPULATION

IT IS HEREBY STIPULATED by and between plaintiff Sensitech on the one hand, and defendant TNT on the other hand, through their respective counsel that SPECTRA TNT shall have up to and including June 6, 2005 in which to file their response to the Complaint.

IT IS SO STIPULATED:

DAY, BERRY & HOWARD, LLP



Matthew J. Becker, Esq.

Catherine Dugan O'Connor

Attorneys for Plaintiff
SENSITECH, INC.

Date: May __, 2005

CISLO & THOMAS, LLP



Daniel M. Cislo, Esq.

David B. Sandelands, Esq.

Attorneys for Defendant
TIME 'N TEMPERATURE
COMPANY

May 17, 2005